



A G E N D A

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY



MAY 20, 2009

Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932

REGULAR MEETING – 6:00 P.M.

THE CITY COUNCIL ALSO SITS AS THE CITY OF IMPERIAL BEACH REDEVELOPMENT AGENCY, PLANNING COMMISSION, AND PUBLIC FINANCING AUTHORITY

The City of Imperial Beach is endeavoring to be in total compliance with the Americans with Disabilities Act (ADA). If you require assistance or auxiliary aids in order to participate at City Council meetings, please contact the City Clerk's Office at (619) 423-8301, as far in advance of the meeting as possible.

REGULAR MEETING CALL TO ORDER BY MAYOR

ROLL CALL BY CITY CLERK

PLEDGE OF ALLEGIANCE

AGENDA CHANGES

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

COMMUNICATIONS FROM CITY STAFF

PUBLIC COMMENT - Each person wishing to address the City Council regarding items not on the posted agenda may do so at this time. In accordance with State law, Council may not take action on an item not scheduled on the agenda. If appropriate, the item will be referred to the City Manager or placed on a future agenda.

PRESENTATIONS (1)

None.

CONSENT CALENDAR (2.1 - 2.6) - All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Councilmember or member of the public requests that particular item(s) be removed from the Consent Calendar and considered separately. Those items removed from the Consent Calendar will be discussed at the end of the Agenda.

2.1 MINUTES.

City Manager's Recommendation: Approve the minutes of the regular City Council Workshop Meetings of April 8 and April 21, 2009.

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Any writings or documents provided to a majority of the City Council/RDA/Planning Commission/Public Financing Authority regarding any item on this agenda will be made available for public inspection in the office of the City Clerk located at 825 Imperial Beach Blvd., Imperial Beach, CA 91932 during normal business hours.

CONSENT CALENDAR (Continued)

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 68638 through 68723 with the subtotal amount of \$460,070.96; and Payroll Checks 40999 through 41056 for the pay period ending 04/23/09 with the subtotal amount of \$158,368.39; for a total amount of \$618.439.35. Void check number 68638.

2.3 ANNUAL FINANCIAL REPORT OF THE CITY OF IMPERIAL BEACH FOR THE YEAR ENDED JUNE 30, 2008. (0310-10)

City Manager's Recommendation: Receive and file the audited City of Imperial Beach Financial Statements for the year ended June 30, 2008.

2.4 RESOLUTION NO. 2009-6759 – APPROVING THE SUBMITTAL OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS – RECOVERY APPLICATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE APPROPRIATE AGREEMENT WITH THE COUNTY OF SAN DIEGO. (0650-34)

City Manager's Recommendation: Adopt resolution.

2.5 RESOLUTION NO. R-09-180 – AUTHORIZING THE EXECUTIVE DIRECTOR/CITY MANAGER TO AMEND THE CONTRACT FOR PROFESSIONAL SERVICES WITH EDAA/AECOM INC. TO COMPLETE THE REVIEW OF THE CITY'S COMMERCIAL ZONING AND DEVELOPMENT REGULATIONS OF THE CITY'S GENERAL PLAN/LOCAL COASTAL PLAN AND ZONING ORDINANCE. (0620-05)

City Manager's Recommendation: Adopt resolution.

2.6 RESOLUTION NO. 2009-6762 – DECLARING A SEVERE FISCAL HARDSHIP. (0150-30)

City Manager's Recommendation: Adopt resolution.

ORDINANCES – INTRODUCTION/FIRST READING (3)

None.

ORDINANCES – SECOND READING & ADOPTION (4)

None.

PUBLIC HEARINGS (5.1 - 5.2)

5.1 KAMAL NONA (OWNER)/STOSH THOMAS (ARCHITECT); CONDITIONAL USE PERMIT (CUP 060398), DESIGN REVIEW (DRC 060399), SITE PLAN REVIEW (SPR 060400) FOR TWO MIXED USE DEVELOPMENTS WITH TWO RETAIL COMMERCIAL SPACES AND TWO RESIDENTIAL UNITS FOR EACH DEVELOPMENT (FOUR COMMERCIAL AND FOUR RESIDENTIAL UNITS TOTAL) LOCATED AT 1120, 1122 13TH STREET AND 1150, 1152 13TH STREET, IN THE C-3 (NEIGHBORHOOD COMMERCIAL) ZONE. MF 863. (0600-20)

City Manager's Recommendation:

1. Declare the continued public hearing open;
2. Receive report and public testimony;
3. Close the public hearing; and
4. Adopt Resolution No. 2009-6761 – approving Conditional Use Permit (CUP 060398), Design Review Case (DRC 060399) and Site Plan Review (SPR 060400), which makes the necessary findings and provides conditions of approval in compliance with local and state requirements.

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PUBLIC HEARINGS (Continued)

5.2 1257 EAST LANE – NOTICE TO ELIMINATE SUBSTANDARD AND PUBLIC NUISANCE CONDITIONS. (0470-20)

City Manager's Recommendation:

1. Declare the public hearing open;
2. Receive report and public testimony;
3. Consider:
 - a. If all the violations are abated, staff recommends the public hearing be closed, and the Council adopt Resolution No. 2009-6758 assessing \$3,000.00 in civil penalties and \$500.00 in administrative fees; or
 - b. If violations are not abated, staff recommends the public hearing be closed, and the Council adopt Resolution No. 2009-6758 assessing \$3,000.00 in civil penalties and \$500.00 in administrative fees. In addition, the Council authorizes staff to seek legal action to either compel the property owner to clean up the property or to obtain an abatement warrant to cause the abatement to be completed by City forces or private contract.

REPORTS (6.1 - 6.6)

6.1 RESOLUTION NO. 2009-6757 – ESTABLISHING THE RESPONSIBLE RETAILER PROGRAM (RRP). (0240-07)

City Manager's Recommendation: Adopt resolution.

6.2 RESOLUTION NOS. 2009-6756 AND R-09-178 – APPROVING FISCAL YEAR 2009-2010 AND FISCAL YEAR 2010-2011 OPERATING BUDGETS, ESTABLISHING THE GANN LIMIT, AND ESTABLISHING BUDGET AUTHORIZATION POLICIES; AND AUTHORIZING THE TWO-YEAR APPROPRIATION OF RDA FUNDS FOR USE IN THE TWO-YEAR FISCAL YEAR 2009-2011 RDA BUDGET, BEGINNING ON JULY 1, 2009 AND ENDING JUNE 30, 2011. (0330-30)

City Manager's Recommendation: Adopt resolutions.

6.3 RESOLUTION NO. 2009-6760 – APPROVING AN AGREEMENT BETWEEN THE SAN DIEGO UNIFIED PORT DISTRICT AND THE CITY OF IMPERIAL BEACH FOR POLICE, FIRE, EMERGENCY MEDICAL, LIFEGUARD AND ANIMAL CONTROL SERVICES. (0150-70)

City Manager's Recommendation: Adopt resolution.

6.4 RESOLUTION NO. 2009-6755 – AWARDED CONTRACT FOR FIRE DEPARTMENT STATION REMODEL – KITCHEN REMODEL CIP# F05-204. (0910-40)

City Manager's Recommendation:

1. Receive report; and
2. Adopt resolution.

6.5 METROPOLITAN TRANSIT SYSTEMS (MTS) BOARD CITY COUNCIL REPRESENTATION ASSIGNMENT. (0410-50)

City Manager's Recommendation:

1. Mayor appoint a primary representative and possibly an alternate to the MTS Board for the remainder of 2009 in accordance with Chapter 2.18.010.C of the I.B.M.C.; and
2. City Council approve Mayor's appointment(s) to the MTS Board.

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REPORTS (Continued)

- 6.6 RESOLUTION NO. R-09-179 – AUTHORIZING THE PAYMENT OF RELOCATION EXPENSES AND FIXTURES AND EQUIPMENT COSTS IN AN AMOUNT NOT TO EXCEED \$1,462,402, AUTHORIZING THE EXECUTIVE DIRECTOR FOR AND ON BEHALF OF THE AGENCY TO EXECUTE PAYMENTS FOR RELOCATION EXPENSES AND FIXTURES AND EQUIPMENT TO THE 9TH & PALM REDEVELOPMENT PROJECT DISPLACED BUSINESSES AND TENANTS; AND RATIFYING THE PAYMENT OF \$34,835 FOR FIXTURES AND EQUIPMENT TO BANANA PLACE. (0640-20 & 0640-30)**

City Manager's Recommendation:

1. Receive report; and
2. Adopt resolution.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

ADJOURNMENT

The Imperial Beach City Council welcomes you and encourages your continued interest and involvement in the City's decision-making process.

FOR YOUR CONVENIENCE, A COPY OF THE AGENDA AND COUNCIL MEETING PACKET MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK AT CITY HALL OR ON OUR WEBSITE AT

www.cityofib.com.

Copies of this notice were provided on May 15, 2009 to the City Council, San Diego Union-Tribune, I.B. Eagle & Times, and I.B. Sun.

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF IMPERIAL BEACH)

AFFIDAVIT OF POSTING

I, Jacqueline M. Hald, CMC, City Clerk of the City of Imperial Beach, hereby certify that the Agenda for the Regular Meeting as called by the City Council, Redevelopment Agency, Planning Commission, and Public Financing Authority of Imperial Beach was provided and posted on May 15, 2009. Said meeting to be held at 6:00 p.m. May 20, 2009, in the Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, California. Said notice was posted at the entrance to the City Council Chambers on May 15, 2009 at 12:00 p.m.

Jacqueline M. Hald, CMC
City Clerk